

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BARBARA FRISBY,

Plaintiff,

vs.

AMYLIN PHARMACEUTICALS, LLC  
f/k/a AMYLIN PHARMACEUTICALS,  
INC., ELI LILLY AND COMPANY,  
and DOES 1-100,

Defendants.

Case No. 13cv02483 AJB (MDD)

ORDER GRANTING PLAINTIFF'S  
MOTION TO AMEND CAPTION

(Doc. No. 211 in 13md2452)


On December 13, 2013, Plaintiff Barbara Frisby ("Plaintiff") filed the instant motion seeking leave of Court to refile her original complaint without reference to the MDL currently pending before this Court, 13md2452 *In re: Incretin Mimetic Liability Litigation*.<sup>1</sup> Plaintiff's complaint seeks damages relating to her diagnosis of thyroid cancer, which Plaintiff alleges is causally linked to her use Byetta. However, the transfer order filed by the Judicial Panel of Multidistrict Litigation only approved the coordina-

<sup>1</sup> This motion was filed in compliance with the Court's Order following the Second Status Conference. (Doc. No. 120 at 4:7-19.) Accordingly, further briefing on the matter is not required.

1 tion and consolidation of pancreatic cancer cases, not cases alleging thyroid cancer.  
2 (13md2452, Doc. No. 1.) Accordingly, the Court GRANTS Plaintiff's motion. Plaintiff  
3 must refile her complaint without reference to 13md2452 no later than **December 20,**  
4 **2013.**

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6 IT IS SO ORDERED.

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8 DATED: December 17, 2013

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11 Hon. Anthony J. Battaglia  
12 U.S. District Judge  
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